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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

KATHRYN ARLENE CLEMENT,

 Petitioner,

 v.

STATE OF NEVADA, et al.,

 Respondents.

Case No. 2:17-cv-02730-GMN-PAL

ORDER

Petitioner has filed an amended petition (ECF No. 8). After reviewing it, the court reconsiders its denial of petitioner’s motion for appointment of counsel. The court will appoint counsel to represent petitioner.

IT THEREFORE IS ORDERED that the portion of the court’s order of April 25, 2018 (ECF No. 6) that denied petitioner’s motion for appointment of counsel (ECF No. 2) is **VACATED**.

IT FURTHER IS ORDERED that petitioner’s motion for appointment of counsel (ECF No. 2) is **GRANTED**. The Federal Public Defender is provisionally appointed to represent petitioner.

IT FURTHER IS ORDERED that the Federal Public Defender shall have thirty (30) days from the date that this order is entered to undertake direct representation of petitioner or to indicate to the court his inability to represent petitioner in these proceedings. If the Federal

1 Public Defender does undertake representation of petitioner, he shall then have sixty (60) days to
2 file an amended petition for a writ of habeas corpus. If the Federal Public Defender is unable to
3 represent petitioner, then the court shall appoint alternate counsel.


4 IT FURTHER IS ORDERED that neither the foregoing deadline nor any extension
5 thereof signifies or will signify any implied finding of a basis for tolling during the time period
6 established. Petitioner at all times remains responsible for calculating the running of the federal
7 limitation period under 28 U.S.C. § 2244(d)(1) and timely asserting claims.

8 IT FURTHER IS ORDERED that the clerk shall electronically serve both the Attorney
9 General of the State of Nevada and the Federal Public Defender a copy of the amended petition
10 (ECF No. 8) and a copy of this order.

11 IT FURTHER IS ORDERED that respondents' counsel shall enter a notice of appearance
12 within twenty (20) days of entry of this order, but no further response shall be required from
13 respondents until further order of the court.

14 IT FURTHER IS ORDERED that, notwithstanding Local Rule LR IC 2-2(g) paper copies
15 of any electronically filed exhibits need not be provided to chambers or to the staff attorney,
16 unless later directed by the Court.

17 DATED: October 5, 2018

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20 GLORIA M. NAVARRO
21 Chief United States District Judge
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